

REMARKS

Claims 1-8 and 10-12 are pending in the current application. Claims 1, 2, 7 and 10 have been amended. No new matter has been introduced as a result of the amendments.

Claims 1, 2, 5, 6, and 10-12 were rejected under 35 U.S.C. §102(e) as being anticipated by *Haynes* (US Patent 6,118,822). Claims 7 and 8 were rejected under 35 U.S.C. §103(a) as being unpatentable over *Haynes* (US Patent 6,118,822). Claims 3 and 4 were rejected under 35 U.S.C. §103(a) as being unpatentable over *Haynes* (US Patent 6,118,822), in view of *Coppersmith* (US Patent 5,796,827). Applicants respectfully traverse the rejection. Favorable reconsideration is respectfully requested.

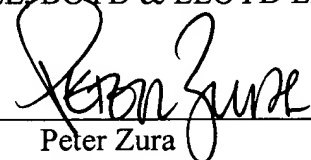
Specifically, none of the cited art, alone or in combination, disclose “means for demodulating the audio modulated signal . . . and downloading said demodulated signal into said audio listening apparatus for storage; and means for generating audible sound according to the demodulated signal stored in said listening apparatus” as recited in claim 1 and similarly recited in claims 2 and 10. These features are supported in the present specification in FIG. 8 and the accompanying text.

In light of the above amendments, Applicant respectfully submits that the claims as presently amended are all in condition for allowance. Applicant therefore requests that the Examiner allow the claims move the application to issue. However, if there are any remaining issues the Examiner is encouraged to call Applicants’ attorney, Peter Zura at (312) 807-4208 in order to facilitate a speedy disposition of the present case. If any additional fees are required in connection with this response they may be charged to deposit account no. 02-1818.

Respectfully submitted,

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